

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 20, 2006
SAN FRANCISCO, CALIFORNIA**

S120238 H023584 Sixth Appellate District
Rehearing denied.
Opinion modified.
Kennard, J., is of the opinion the petition should be granted.

PEOPLE v. MODIRI (SHEA M.)

S120238 H023584 Sixth Appellate District
Opinion modified - change in judgment.

PEOPLE v. MODIRI (SHEA M.)

S126233 C038245 Third Appellate District
Opinion modified - no change in judgment.

PEOPLE v. WARNER (BRIAN E.)

S144831 C047734 Third Appellate District

**METCALF (THOMAS) v. COUNTY
OF SAN JOAQUIN**

Petition for review granted.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S145304 C051414 Third Appellate District

**WFS FINANCIAL v. S.C.
(DELACRUZ)**

Petition for review granted.

Application to appear as counsel pro hac vice granted.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S145428 B179819 Second Appellate District, Div. 1

**MARATHON ENTERTAINMENT v.
BLASI (ROSA)**

Petition for review granted.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S144885 F046611 Fifth Appellate District

PEOPLE v. MANILA (SITHIXAY)

Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Palacios*, S132144 (see Cal.Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S131874 D043099 Fourth Appellate District, Div. 1 **O'MEARA v. PALOMAR**
(PATRICK POMERADO HEALTH
SYSTEM

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *Kibler v. Northern Inyo County Local Hospital District* (2006) 39 Cal.4th 192. (Cal. Rules of Court, rule 29.3(d).)

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S139410 A106383 First Appellate District, Div. 5 **FRAME (TOM) v.**
PRICEWATERHOUSECOOPERS

In light of the parties having settled the case, the application for dismissal of review, filed September 8, 2006, is granted.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S132358 **MINCEY (BRYAN J.) ON H.C.**

Because the sentence of death imposed on petitioner has been vacated by the United States District Court for the Central District of California, the petition for writ of habeas corpus is denied as moot.

S144621 B185902 Second Appellate District, Div. 4 **PEOPLE v. ROMERO**
(EMMANUEL)

Petition for review denied.

S144758 A109342 First Appellate District, Div. 1 **PEOPLE v. TRAVIS (ANTWAN)**

Petition for review denied.

S144781 A108732/A111932 First Appellate District, Div. 3 **PEOPLE v. MENDIVIL (APRIL L.)**

Petition for review denied.

S144792 B191565 Second Appellate District, Div. 4 **HAYES (KEVIN L.) v. S.C.**
(PEOPLE)

Petition for review denied.

Request for judicial notice granted.

S144816 A109670 First Appellate District, Div. 3 **PEOPLE v. MAYER (CURT M.)**

Petition for review denied.

S144830 A114280 First Appellate District, Div. 4 **BALL (ROBERT L.) ON H.C.**

Petition for review denied.

S144863 G035364 Fourth Appellate District, Div. 3 **PEOPLE v. FECH (KEITH B.)**
Petitions for review denied.

S144869 C047855 Third Appellate District **PEOPLE v. ARNETT (ROBERT D.)**
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S.220, on California law. Kennard, J., is of the opinion the petition should be granted.

S144891 A113836 First Appellate District, Div. 3 **LOPEZ (JESUS) ON H.C.**
Petition for review denied.
Moreno, J., is of the opinion the petition should be granted.

S144898 F048453 Fifth Appellate District **PEOPLE v. HOWARD (KENNETH W.)**
Petition for review denied.
Baxter, J., was recused and did not participate.

S144901 D048440 Fourth Appellate District, Div. 1 **WHITE (VONDA) ON H.C.**
Petition for review denied.

S144953 B180469 Second Appellate District, Div. 3 **PEOPLE v. SOIU (DANTE)**
Petition for review denied.

S144958 E035719 Fourth Appellate District, Div. 2 **PEOPLE v. LUCERO (JASON L.)**
Petitions for review denied.

S144985 C048738 Third Appellate District **PEOPLE v. MONIZ (STEPHEN M.)**
Petition for review denied.

S145075 A109080 First Appellate District, Div. 4 **PEOPLE v. STONE (ELNORRIS A.)**
Petition for review denied.

S145082 A110532 First Appellate District, Div. 3 **B. (I.), IN RE**
Petitions for review denied.

S145089 A110297 First Appellate District, Div. 4 **PEOPLE v. BALL (ROBERT L.)**
Petition for review denied.

S145195 F047313 Fifth Appellate District

Petition for review denied.
Baxter, J., was recused and did not participate.

**CURL (ROBERT Z.) v. S.C.
(PEOPLE)**

S145217 B184135 Second Appellate District, Div. 4

Petition for review denied.

**PEOPLE v. BROUSSARD
(CEDRICK D.)**

S145251 B183154 Second Appellate District, Div. 4
Petition for review denied.

PEOPLE v. KO (JOHN A.)

S145273 B182869 Second Appellate District, Div. 7

Petition for review denied.
Requests for judicial notice denied.

**SUMMERS (DIRK) v.
MCCLANAHAN (RUE)**

S145283 D046430 Fourth Appellate District, Div. 1
Petition for review denied.

PEOPLE v. SMITH (CORY L.)

S145285 H030117 Sixth Appellate District
Petition for review denied.

ECLEVIA (RICKY B.) ON H.C.

S145346 D048637 Fourth Appellate District, Div. 1
Petition for review denied.

GALINSKI (VICTOR) ON H.C.

S145351 D047158 Fourth Appellate District, Div. 1

Petition for review denied.

**O'TOOLE (JONATHON) v. S.C.
(SAN DIEGO COMMUNITY
COLLEGE DISTRICT)**

S145420 H028486 Sixth Appellate District
Petition for review denied.

PEOPLE v. CROSS (WILLIE M.)

S145429 B191780 Second Appellate District, Div. 6

Petition for review denied.

**O'DANIEL (WILLIAM K.) v. S.C.
(VAN STANE) LAUREN**

S145442 B183488 Second Appellate District, Div. 2

**CHADWICK (JANEA) v.
GRAYDON (JAY)**

Petition for review denied.

S145445 G037293 Fourth Appellate District, Div. 3
Petition for review denied.

COWELL (LAWRENCE) ON H.C.

S145457 E040688 Fourth Appellate District, Div. 2
Petition for review denied.

GAUTHIER (JEREMY) ON H.C.

S145462 C049742 Third Appellate District
Petition for review denied.

PEOPLE v. LOWERY (KEVIN D.)

S145474 G037355 Fourth Appellate District, Div. 3
Petition for review denied.

PETERSON (GEORGE) ON H.C.

S145475 C052946 Third Appellate District
Petition for review denied.

MANNs (DOUGLAS J.) ON H.C.

S145503 F048368 Fifth Appellate District
Petition for review denied.

PEOPLE v. WASHINGTON (ROY)

S145577 G037322 Fourth Appellate District, Div. 3
Petition for review denied.

GONZALEZ (RICHARD) ON H.C.

S145585 D047314 Fourth Appellate District, Div. 1
Petition for review denied.

**MATHUR (MAHESH B.) v.
ALLEGRIÑO (ANTHONY J.)**

S145595 B182001 Second Appellate District, Div. 8
Petition for review denied.

PEOPLE v. GARCIA (JOHNNY)

S145598 D048097 Fourth Appellate District, Div. 1

**ELLIOTT (JERALD B.) v.
CALIFORNIA STATE
PERSONNEL BOARD; (BOARD OF
TRUSTEES OF CALIFORNIA
STATE UNIVERSITY)**

Petition for review denied.

S145659 B181786 Second Appellate District, Div. 7

**GRAY (DANIEL) v. AIR
PRODUCTS & CHEMICALS, INC.**

Petitions for review denied.

S145665 B192682 Second Appellate District, Div. 6
Petition for review denied.

DIAZ (HERBERT) ON H.C.

S145672 E040837 Fourth Appellate District, Div. 2
Petition for review denied.

**WEBBER (JOSEPH S.) v. S.C.
(SIMPSON)**

S145675 B184529 Second Appellate District, Div. 2
Petition for review denied.

**CROSS (GARY) v. MARIC
COLLEGE, INC.**

S145677 D046961 Fourth Appellate District, Div. 1
Petition for review denied.
Chin, J., was recused and did not participate.

**KACHA (JEFF) v. ALLSTATE
INSURANCE COMPANY**

S145684 B192199 Second Appellate District, Div. 1
Petition for review denied.

**WILLIAMS (JIMMIE D.) ON
H.C.**

S145713 G037105 Fourth Appellate District, Div. 3
Petition for review denied.

HOFFMAN v. S.C. (BALDWIN)

S145735 C050528 Third Appellate District
Petition for review and application for stay denied.

**BRIDGEMAN (THERESA B.) v.
MCPHERSON (BRUCE)**

S145746 A113715 First Appellate District, Div. 3
Petition for review denied.

**PACIFIC LUMBER COMPANY v.
W.C.A.B. (LIENING) ROBERT**

S145790 B187573 Second Appellate District, Div. 5
Petition for review denied.

**T., (ALICIA), IN RE/LOS ANGELES
COUNTY DEPARTMENT OF
CHILDREN AND FAMILY
SERVICE v. T. (SEBASTIAN)**

S145794 B183930 Second Appellate District, Div. 2
Petition for review denied.

**BOUGERE (DEON) v. COUNTY OF
LOS ANGELES**

S145795 B186049 Second Appellate District, Div. 2
Petition for review denied.

PEOPLE v. HERRERA (JAIME)

S145802 B179710 Second Appellate District, Div. 4
Petition for review denied.

PEOPLE v. ROMERO (YEMAL)

S145816 F048305 Fifth Appellate District
Petition for review denied.

PEOPLE v. WILLIAMS (JAMES W.)

S145818 C050892 Third Appellate District

Petition for review denied.

**PEOPLE v. QUENNEVILLE (ROM
S.)**

S145820 H028850 Sixth Appellate District
Petition for review denied.

PEOPLE v. MARTINEZ (RICHARD)

S145827 C053254 Third Appellate District

Petition for review denied.

**MATTHEWS (LANCE) v. S.C.
(PEOPLE)**

S145830 C053272 Third Appellate District

Petition for review denied.

**HEETER (THOMAS W.) v. S.C.
(PEOPLE)**

S145843 C053149 Third Appellate District
Petition for review denied.

STEWART (ROBERT H.) ON H.C.

S145848 A114789 First Appellate District, Div. 1
Petition for review denied.

POZZI (DAVID) v. S.C. (PEOPLE)

S145855 E039713 Fourth Appellate District, Div. 2

Petition for review denied.

**PEOPLE v. SCHOFIELD (JAMES
E.)**

S145859 E040949 Fourth Appellate District, Div. 2
Petition for review denied.

SMITH(TODD E.) v. S.C. (PEOPLE)

S145861 B189702 Second Appellate District, Div. 2
Petition for review denied.

PEOPLE v. MAY (WILLIAM E.)

S145871 F047792 Fifth Appellate District
Petition for review denied.

PEOPLE v. COLEMAN (ERIC M.)

S145872 B170759 Second Appellate District, Div. 7
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

PEOPLE v. PATINO (MIGUEL A.)

S145880 D046981 Fourth Appellate District, Div. 1
Petition for review denied.

PEOPLE v. PHAM (VINH Q.)

S145882 B185911 Second Appellate District, Div. 2
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

PEOPLE v. FLORES (ADRIAN)

S145886 C048516 Third Appellate District
Petition for review denied.

PEOPLE v. GREEN (WILLIAM)

S145889 E037319 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. CANFIELD (ROBERT S.)

S145890 H029149 Sixth Appellate District
Petition for review denied.

PEOPLE v. SALAZAR (MIGUEL S.)

S145896 B183251 Second Appellate District, Div. 8
Petition for review denied.

PEOPLE v. CORRAL (CARLOS)

S145898 B181807 Second Appellate District, Div. 2

Petition for review denied.

**BOYD (NICHOLAS) v. SBC
ADVANCED SOLUTIONS, INC.**

S145910 B180503 Second Appellate District, Div. 7

Petition for review denied.

PEOPLE v. HERNANDEZ (JAVIER)

S145914 A110410 First Appellate District, Div. 1

Petition for review denied.

G. (ADAM), IN RE

S145917 E038644 Fourth Appellate District, Div. 2

Petition for review denied.

PEOPLE v. BRIGGS (BERNIE F.)

S145919 D046434 Fourth Appellate District, Div. 1

Petition for review denied.

PEOPLE v. TORRES (JUAN E.)

S145922 C048779 Third Appellate District

Petition for review denied.

PEOPLE v. HAMEED (AKIL L.)

S145926 F048335 Fifth Appellate District

Petition for review denied.

PEOPLE v. KEPHART (RORY T.)

S145930 D047098 Fourth Appellate District, Div. 1

Petition for review denied.

PEOPLE v. ANDERSON (ERIC S.)

S145933 B192466 Second Appellate District, Div. 1

Petition for review denied.

MEDINA (FRANCISCO J.) ON H.C.

S145935 B183169 Second Appellate District, Div. 4

Petition for review denied.

**SOLANO (OFELIA) v. COUNTY OF
LOS ANGELES**

S145939 B182578 Second Appellate District, Div. 3
Petition for review and application for stay denied.

S. (MAC), IN RE

S145941 B183819 Second Appellate District, Div. 3
Petition for review denied.

**YEE (FLORINA) v. YEE
(FABIANA)**

S145943 C051666 Third Appellate District
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

PEOPLE v. HARMON (GEORGE B.)

S145944 B184599 Second Appellate District, Div. 7
Petition for review denied.

GOV (JEMMY S.) ON H.C.

S145945 A114752 First Appellate District, Div. 1
Petition for review denied.

WOODS (WILLIE) ON H.C.

S145967 D048885 Fourth Appellate District, Div. 1
Petition for review denied.

SMITH (BOBBIE J.) ON H.C.

S145974 B181967 Second Appellate District, Div. 6
Petition for review denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Cage*, S127344.

PEOPLE v. CARTER (TAJIDDIN N.)

S145977 B190908 Second Appellate District, Div. 4
Petition for review denied.

**VULCAN MATERIALS COMPANY
v. W.C.A.B.; (RAIHALA) TYLER**

S145994 B188073 Second Appellate District, Div. 7
Petition for review denied.

HERNANDEZ (JAVIER) ON H.C.

S146144 F050788 Fifth Appellate District
Petition for review and application for stay denied.

**PIZZARO (MICHAEL) v. S.C.
(PEOPLE)**

S146353
Petition for writ of mandate/prohibition denied.

**ARTEAGA (LORENZO) v. S.C.
SANTA CLARA (PEOPLE)**

S146381**BOUSTRED (CLIVE F.) v.
OHLRICH (FREDERICK)**

Petition for writ of precipae and demand that supreme court clerk filed legal documents denied. (See Cal. Rules of Court, rules 29.5(a), 29.4(b)(2), 25(a)(1).)

S146395**S. (MAC) and LYNN S., S.
CRYSTEL/LOS ANGELES
COUNTY SUPERIOR COURT;
LOS ANGELES COUNTY
DEPARTMENT OF CHILDREN &
FAMILY SERVICES**

Application for stay and petition for writ of supersedeas DENIED.

S130501**THOMPSON (HAROLD) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S137673**HILL (DANA) ON H.C.**

Petition for writ of habeas corpus denied.

Kennard, Werdegar, and Moreno, JJ., are of the opinion an order to show cause should be issued.

S139053**SANDERS (CHARLES L.) ON H.C.**

Petition for writ of habeas corpus denied.

S139444**RAINEY (CLYDE J.) ON H.C.**

Petition for writ of habeas corpus denied.

S139446**STUART (WENDELL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S139457**DIAZ (EFREM) ON H.C.**

Petition for writ of habeas corpus denied.

S139480**JACKSON (MARSHALL D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S139575**TAYLOR (ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied.

S139703**SALDANA (SANTOS) ON H.C.**

Petition for writ of habeas corpus denied

S139726**STUART (WENDELL) ON H.C.**

Petition for writ of habeas corpus denied.

S139734**ARMSTRONG (HOWARD G.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.)

S139746**DIXIE (JAMES) ON H.C.**

Petition for writ of habeas corpus denied.

S139760**YANDELL (RONALD Y.) ON H.C.**

Petition for writ of habeas corpus denied.

S139780**JIMENEZ (BLAS) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Rosenkrantz* (2002) 29 Cal.4th 616, 658, 682.)

S139808**OCAMPO (AUSENCIO V.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246; *In re Azurin* (2001) 87 Cal.App.4th 20; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S139848**TRIGGS (KETHON L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S139852**DE LUNA (ISIDRO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

S139854**GRAVES (FRED) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Duarte* (1983) 143 Cal.App3d 943; *In re Sebock* (1983) 140 Cal.App.3d 29.)

S139861**ARELLANO (FILEMON) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Benoit* (1973) 10 Cal.3d 72.)

S139862**COOPER (WILLIE T.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S139875**EVANS (JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied.

S139899**O'CONNELL (KEVIN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

S139905**DICKERSON (GREGORY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S139912**SCOTT (RONALD L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S139924**MARTINEZ (ARTHUR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

S139928**STROUD (MALCOLM T. L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S139932**BLACK (KEVIN M.) ON H.C.**

Petition for writ of habeas corpus denied.

S139949**LARA (CHARLIE) ON H.C.**

Petition for writ of habeas corpus denied.

S139957

Petition for writ of habeas corpus denied.

SHARPER (VINNIE) ON H.C.**S139959**

Petition for writ of habeas corpus denied.

GORDON (VINCENT E.) ON H.C.**S139975**

Petition for writ of habeas corpus denied.

WILLIAMS (CLIFFORD C.) ON H.C.**S139981**Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**RHODES (TROY A.) ON H.C.****S139982**Petition for writ of habeas corpus denied. (See *In re Rosenkrantz* (2002) 29 Cal.4th 616.)**OLIVAS (RENE) ON H.C.****S140020**

Petition for writ of habeas corpus denied.

MURGUIA (JORGE) ON H.C.**S140039**

Petition for writ of habeas corpus denied.

BRYANT (PHILLIP) ON H.C.**S140042**

Petition for writ of habeas corpus denied.

LASAPHANGTHONG (SAKHONE) ON H.C.**S140043**

Petition for writ of habeas corpus denied.

SCOTT (KEESHAWN) ON H.C.**S140045**

Petition for writ of habeas corpus denied.

CATO (MARCUS C.) ON H.C.**S140048**

Petition for writ of habeas corpus denied.

ANTHONY (CARL) ON H.C.**S140050**

Petition for writ of habeas corpus denied.

OCHOA (RAYMOND) ON H.C.

S140057**FULLBRIGHT (DEREK) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218.)

S140096**HOUSTON (RAYMOND) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)

S140100**LAWRENCE (HOWARD) ON H.C.**

Petition for writ of habeas corpus denied.

S140105**VOTH (JOHN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)

S140108**MOORE (WALTER D.) ON H.C.**

Petition for writ of habeas corpus denied.

S140144**LLANOS (ALBERT) ON H.C.**

Petition for writ of habeas corpus denied.

S140171**GOODSON (WALTER G.) ON H.C.**

Petition for writ of habeas corpus denied.

S140205**HERNANDEZ (JESSE) ON H.C.**

Petition for writ of habeas corpus denied.

S140210**WASHINGTON (LARON) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

S140212**CASTRO (JUAN E.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

S140214**MILLER (ROBERT J.) ON H.C.**

Petition for writ of habeas corpus denied.

S140215**DAIGLE (ONIL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S140228**HICKS (DENNIS L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S140230**RAMIREZ (JESSE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)

S140235**GUINDAZOLA (LUIS) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S140239**ARROYO (ARTEMIO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dexter* (1979) 25 Cal.3d 921.)

S140288**NICHOLSON (AARON) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)

S140297**JOSEPH (FRANK A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S140303**WILLIAMSON (STEPHEN) ON H.C.**

Petition for writ of habeas corpus denied.

S140338**DEGADILLO (JESUS) ON H.C.**

Petition for writ of habeas corpus denied.

S140362**COYLE (JEFFREY R.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S140364**JONES (MELVIN O.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734.)

S140488**MOORE (MITCHELL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709.)

S140499

Petition for writ of habeas corpus denied.

LAWSON (KYLE J.) ON H.C.**S140549**Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709; *In re Waltreus* (1965) 62 Cal.2d 218.)**BERBERYAN (YEGIA) ON H.C.****S140978**

Petition for writ of habeas corpus denied.

CULATA (EFREN P.) ON H.C.**S141811**

Petition for writ of habeas corpus denied.

CLAY (ROY) ON H.C.**S141963**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**BROWN (HILTON L.) ON H.C.****S144115**

Petition for writ of habeas corpus denied as moot.

HEISHMAN (HARVEY L.) ON H.C.**S144894**Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) Cal.4th 464, 474.)**YONAI (JASON D.) ON H.C.****S145323**Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**DIAZ (ANGEL) ON H.C.****S146132**

Petition for writ of habeas corpus denied.

MCCLIMAN (JASON) ON H.C.**S146176**

Petition for writ of habeas corpus denied.

LEE (RON) ON H.C.**S146189**

Petition for writ of habeas corpus denied.

TORRIES (MICHAEL H.) ON H.C.**S146213**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**BURKE (PATRICK) ON H.C.**

S146264

Petition for writ of habeas corpus & stay denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 707, 723.)

OSBORG (WAYNE) ON H.C.**S146309**

Petition for writ of habeas corpus denied.

KNISLEY (FRANK) ON H.C.**S144710**

F047350 Fifth Appellate District

Publication request denied.

Baxter, J., was recused and did not participate.

**LEWIS (RAYMOND A.) v. S.C.
FRESNO COUNTY; (PEOPLE)****S145348**

D047692 Fourth Appellate District, Div. 1

Depublication request denied.

**G. (ENRIQUE), IN RE; SAN DIEGO
HEALTH AND HUMAN SERVICES
AGENCY v. ATHENA V.****S145449**

B182835 Second Appellate District, Div. 3

Depublication request denied.

**SANCHEZ (RONALD) v.
BRATTON, WILLIAM****S146453**

C052769 Third Appellate District

Depublication request denied.

**M. (JONATHON) v. S.C. SAN
JOAQUIN COUNTY (PEOPLE)****S144746**

B182673 Second Appellate District, Div. 4

Time extended to grant or deny review to and including October 23, 2006, or the date upon which review is either granted or denied.

**PEOPLE v. GERMAN (ELISEO)
HERNANDEZ (PEDRO)****S145199** G034541/G035576 Fourth Appellate District, Div. 3**T.)**

Time extended to grant or deny review to Oct. 20, 2006.

PEOPLE v. NORVILLE (MICHAEL**S145209**

F048121 Fifth Appellate District

Time extended to grant or deny review to Oct. 23, 2006.

PEOPLE v. JENAN (ALAN D.)**S145242**

C050121 Third Appellate District

Time extended to grant or deny review to and including October 23, 2006

PEOPLE v. BROWN (LADELL D.)**S145249**

B189979 Second Appellate District, Div. 4

GRAY (ISOM W.) v. S.C (PEOPLE)

Time extended to grant or deny review to October 20, 2006.

S145282 H028697 Sixth Appellate District
Time extended to grant or deny review to October 25, 2006

PEOPLE v. LING (BENJAMIN)

S145302 D046582 Fourth Appellate District, Div. 1
Time extended to grant or deny review to October 20, 2006.

PEOPLE v. MISA (VINCE V.)

S145310 C049638 Third Appellate District
Time extended to grant or deny review to October 25, 2006.

**PEOPLE v. MCCAUGHERN
(ROBERT E.)**

S145316 E038467 Fourth Appellate District, Div. 2
Time extended to grant or deny review to and including October 25, 2006.

PEOPLE v. KNIGHT (DONNA M.)

S145336 H028372 Sixth Appellate District
Time extended to grant or deny review to and including October 24, 2006.

**PEOPLE v. HERNANDEZ
(ANTHONY P.)**

S145350 B184109 Second Appellate District, Div. 1
Time extended to grant or deny review to and including October 25, 2006.

PEOPLE v. PEREZ (ANTONIO Z.)

S145356 B182180 Second Appellate District, Div. 7
Time extended to grant or deny review to and including October 26, 2006.

PEOPLE v. STOKES (WILLIE D.)

S141357 A107822 First Appellate District, Div. 1
Extension of time granted to October 20, 2006, to file appellant's reply brief on the merits.

PEOPLE v. EVANS (BLAINE A.)

S142546 B178689 Second Appellate District, Div. 4

**DOE (JOHN) v. CITY OF LOS
ANGELES**

On application of respondent Boy Scouts of America, and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 20, 2006

S143491 D047661 Fourth Appellate District, Div. 1

**CHAMBERS (TARIQ) v. S.C. (SAN
SAN DIEGO POLICE
DEPARTMENT)**

Respondent's time to serve and file the opening brief on the merits is extended to October 30, 2006.

S143689 F042896 Fifth Appellate District

**EBBETTS PASS FOREST WATCH
v. CALIFORNIA DEPARTMENT**

**OF FORESTRY & FIRE
PROTECTION; (SIERRA PACIFIC
INDUSTRIES)**

Extension of time granted to October 13, 2006, for respondent , Sierra Pacific Industries, to file their opening brief on the merits.

S042659

PEOPLE v. COOK (JOSEPH L.)

Good cause appearing, the application of appointed counsel for permission to withdraw as habeas corpus/executive clemency attorney of record for appellant Joseph Lloyd Cook, filed August 4, 2006, is granted. The order appointing B. Kay Shafer as habeas corpus/executive clemency counsel of record for appellant Joseph Lloyd Cook in the above automatic appeal now pending in this court, filed September 16, 1999, is hereby vacated. Michael G. Millman, as Executive Director of the California Appellate Project in San Francisco, is hereby appointed to serve as interim habeas corpus/executive clemency counsel of record for appellant Joseph Lloyd Cook. Shafer is hereby directed to deliver to Executive Director Millman, within 30 days from the filing of this order, all case transcripts, case files, habeas corpus investigation work product, trial files, investigation reports, 60-day confidential status reports, and related materials that she has obtained from appellant or his trial counsel, paralegals, experts and investigators, or from any other source.

S145573

H028615 Sixth Appellate District

PEOPLE v. DELRIO (JAIME G.)

Upon request of appellant for appointment of counsel, Alan C. Stern is hereby appointed to represent appellant on the appeal now pending in this court.

S042659

PEOPLE v. COOK (JOSEPH L.)

In conjunction with the order filed this day permitting B. Kay Shafer to withdraw as habeas corpus/executive clemency counsel of record for appellant Joseph Lloyd Cook, with regard to the above automatic appeal now pending in this court, Shafer is hereby ordered to reimburse the court the sum of \$35,000, subject to her ability to demonstrate to the court that she should be credited, as appropriate, for habeas corpus "work performed that is determined by the court to be of value to the court." (See "Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court," guideline V ["Court Action Upon Nonperformance of Work, and Reimbursement of Fees Upon Authorized Withdrawal of Appointed Counsel"], subpt. B.)

S126233 C038245 Third Appellate District
Opinion modified.

PEOPLE v. WARNER (BRIAN E.)

S130717

**PHILADELPHIA INDEMNITY
INSURANCE v. MONTES-HARRIS
(BLANCA)**

The request of counsel for appellants in the above-referenced cause to allow two counsel to argue on behalf of appellants at oral argument is hereby granted. The request of appellants to allocate to counsel for Blanca Montes-Harris et al. 20 minutes, & counsel for Javier Cortez 10 minutes of appellants' 30-minute allotted time for oral argument is granted.

S140270

HAMILTON (BERNARD) ON H.C.

Appellant Bernard Lee Hamilton's "Renewal of Motion to Represent Self on Habeas Corpus; Renewal of all Other Prior Motions; Request for Reasons Denying Request to Represent Self on Habeas Corpus; Request for Findings Required Pursuant to Government Code section 68662, and Request for Appointment of Advisory Counsel," filed June 14, 2006, is denied.

S144775 B180724 Second Appellate District, Div. 5

PEOPLE v. MASON (DERIC M.)

The motion filed on September 15, 2006, to amend and include evidence in support of petition for review is granted.

S145722

FIERRO (DAVID) v. S.C. (PEOPLE)

The above entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767, 769-770.

S146679

**CRAYTON (TIMOTHY) v. S.C.
LOS ANGELES**

Transferred to CA 2 for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2nd 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S146638

**BLUFFORD HAYES, JR. v.
S.C.; THOMAS (HASTINGS)**

Pending final determination of the petition for review filed herein, trial in the matter of *People v. Blufford Hayes, Jr.*, San Joaquin Superior Court No. SC030924, is hereby stayed.

**BAR MISC. IN THE MATTER OF
THE APPLICATION OF THE
COMMITTEE OF BAR
EXAMINERS OF THE STATE BAR
OF CALIFORNIA FOR
ADMISSION OF ATTORNEYS**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place. (See Attached List of Names)

